

RESOLUTION APPROVING INTERGOVERNMENTAL TRANSFER OF SURPLUS
COUNTY LAND TO THE CITY OF DIAMONDHEAD, MISSISSIPPI

This Intergovernmental Agreement (this "Agreement"), made by and between the Hancock County Board of Supervisors ("Supervisors") and the City of Diamondhead, Mississippi ("Diamondhead") is effective as of the 15th day of July, 2019.

WHEREAS, Hancock County is in possession of property within the City of Diamondhead described on the deed attached hereto, which is no longer being used or needed for its purposes.; and

WHEREAS, Diamondhead is in need of the property for roadway purposes and it, through its city council, has agreed to receive and accept the property to fulfill those purposes.; and

WHEREAS, Hancock County hereby declares that the property is no longer needed for its purposes, declares the property to be surplus, and has made a finding that transferring the property to Diamondhead for less than fair market value will be to the benefit of the citizens of the State of Mississippi, and particularly to the citizens of Diamondhead, Hancock County, and the Hancock County Board of Supervisors have made findings accepting those statements and the property, and authorizing the transfer to Diamondhead as allowed under Mississippi Code Section 19-7-3.; and

WHEREAS, Hancock County and Diamondhead have negotiated this transfer for no payment of monetary consideration from one party to the other.; and

WHEREAS, Diamondhead joins in the aforementioned findings made by the Supervisors and enters this Agreement for the adequate consideration stated herein, with both entities acknowledging and finding that the transfer is in the best interest of the taxpayers of the State of Mississippi, and will best and more fully provide for the public health, safety and welfare of those citizens, and alleviating Hancock County of any maintenance requirements of the property being a road right of way, with the property to be utilized and kept by Diamondhead as a city road for public use.;

IT IS THEREFORE AGREED AS FOLLOWS, that Hancock County Board of Supervisors and City of Diamondhead, Mississippi, each through their respective boards, find the above and foregoing factual averments to be true and correct, and for that and the other consideration discussed herein, and with both entities agreeing and acknowledging the adequacy of that consideration and the findings of fact herein, Hancock County and Diamondhead agree as follows:

1. Hancock County hereby agrees to transfer the aforementioned property to Diamondhead for its continued use as a public city road within Diamondhead without payment

of monetary consideration, with both parties acknowledging the adequacy of consideration being the best use of the property to be owned and maintained by Diamondhead as a public road. The purpose of this agreement is to fulfill the benefits to Diamondhead of contiguous city owned and maintained public roads in the area and fulfillment of grant requirements, with them being the best use of public assets to the citizens and taxpayers of the State of Mississippi. By approval of this Resolution, the entities authorize their Mayor and Board President, respectively, to receive the property as grantee and to transfer the property as grantor by deed.

THIS AGREEMENT AND RESOLUTION is entered into by the Hancock County Board of Supervisors and City of Diamondhead and adopted as fact findings with the agreement effective on this the 15th day of July, 2019.

CITY OF DIAMONDHEAD, MISSISSIPPI

BY: _____

Its: Mayor

HANCOCK COUNTY

BY: _____

ITS: Board President